

II-W

3663

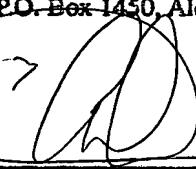
[10191/3728]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Eckard Steiger
Serial No.  : 10/521,694
Filed : January 18, 2005
For : SENSOR, CONTROL UNIT, AND METHOD FOR
Controlling At Least One Sensor
Examiner : *[Handwritten note: This correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:*
Art Unit : 3663 Mail Stop _____
Confirmation No. : 1217 Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 23313-1450

Date: 1/18/2007

Signature: 

AARON C. DEDITCH

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

SIR:

In the Office Action mailed on December 21, 2006 (the one-month response date for which is January 21, 2007), the Examiner required restriction/election as follow:

Regarding the Restriction Action of December 21, 2006 as to claims 10 to 18 of the above-identified application, and as asserted in the Restriction Action, *the Applicant must elect a single invention to which the claims must be restricted from one of the following groups:*

- I. A. Claims 10-13 ("drawn to an apparatus/subcombination (a sensor)");
- IB. Claims 14-15 ("drawn to an apparatus/combination (a control unit)"); and
- II. Claims 16-17 ("drawn to a process-i.e. a method for monitoring at least one sensor").

It was further stated that if the Applicant *elects group IA (claims 10-13), then the Applicant must also elect a single disclosed species by electing a single combination of monitoring* (for example, only "at least one phase-lock loop", or only "at least one analog/digital converter in terms of a predefined range"), and must also identify the claims which read on the elected species as to Group IA. As stated, upon the allowance of a generic claim of Group IA, the Applicant will be entitled to consideration of claims to additional species which depend from or otherwise require all the features of an allowable generic claim as to the group IA, if elected.

Accordingly, Applicants elect without traverse Group IB, which includes claims 14 and 15 (and which does not require a further election of species, since the Restriction Action did not require any species election as to Group IB).

Applicants respectfully request an early and favorable action on the merits.

While no fee is believed to be due, the Commissioner is authorized, as appropriate and/or necessary, to charge any fees (including any Rule 136(a) extension fees) or credit any overpayment to Deposit Account No. 11-0600. A duplicate copy of this paper is enclosed for this purpose.

Dated: 1/18/2007

Respectfully submitted,
KENYON & KENYON LLP

By:

Gerard A. Messina
(Reg. No. 35,952)
One Broadway
New York, NY 10004
(212) 425-7200

33,865

Aaron C.

Dec 18th)

CUSTOMER NO. 26646